

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Letters Patent Appeal No. 181 of 2018 (O&M) in
CWP No. 10978 of 2014
Date of decision: 5.2.2018

Kuljit Singh

.. Appellant

v.

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Shiv Charan Bhola, Advocate for the appellant.

...

Rajesh Bindal J.

The order dated 2.8.2017, passed by the learned Single Judge dismissing the writ petition challenging appointment of Lambardar, has been impugned in the present intra-court appeal. Along with the appeal, application seeking condonation of delay of 145 days in filing the appeal has also been filed.

The appellant in the present case was appointed as Lambardar on 30.6.2010. His appointment was challenged by other candidates. The Divisional Commissioner, vide order dated 21.12.2010, set aside the appointment and remitted the matter back to the Collector for re-decision. Revision petition filed by the appellant before the Financial Commissioner was dismissed on 22.7.2011. It was thereafter that the Collector re-considered the matter and vide order dated 20.12.2011, appointed

respondent No. 4-Mukhtiar Singh as Lambardar. The order appointing Mukhtiar Singh as Lambardar has been upheld in appeal and revision and finally by the learned Single Judge of this Court. It has been recorded in the order passed by the Collector that there are criminal cases pending against the appellant and even considering the comparative merit of Mukhtiar Singh, who was appointed as Lambardar, he was found to be more suitable.

Considering the fact that departmental authorities as well as learned Single Bench of this Court have already examined the matter in detail and there being criminal cases pending against the appellant, we do not find that there is any error in the order passed by the learned Single Judge.

Accordingly, the appeal is dismissed. Consequently, the application for condonation of delay is also dismissed.

(Rajesh Bindal)
Judge

(Anupinder Singh Grewal)
Judge

5.2.2018
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No